# IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 711 OF 2007
IN
FIRST APPEAL NO. 284 OF 2006

SMT. USHA PRAKASH GAWAS AND 3 ORS., ... Applicants
Versus
NATIONAL INSURANCE CO. LTD. PANAJI ... Respondent

Mr. Rajendra Sardessai,Advocate for the applicants.
Mr. E. Afonso, Advocate for the respondent.

Coram:- R. S. MOHITE, J.

Date:- 21st September, 2007

P.C.

Heard both sides. This is an application for withdrawal of 50 % of the amount of the compensation without any surety. Earlier order was passed permitting withdrawal of the amount with surety. The applicants are the parents who have lost their son in the accident concerned. They state in their application that the son was only bread winner for them and they have no source of income. They are unable to furnish surety to withdraw the amount. In the circumstances, it is directed that 50 % of the amount of the compensation deposited, may be withdrawn by the applicants on giving joint written undertaking to this Court that they will return the amount in case so directed by this Court. Application is allowed in the aforesaid part. Parties state that they would also like to settle the entire dispute finally. List the F.A. No.280/2006, F.A. No.282/2006, F.A. No.284/2006, F.A. No.297/2006, F.A. No.207/2006 at the end of order board for final disposal on 11th October,2007.

R. S. MOHITE, J.

SMA